

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TENNESSEE
AT CHATTANOOGA

UNITED STATES OF AMERICA)
) EDTN Arresting Dist No. 1:21-mj-115-SKL
 v.) WDTN Chrg. Dist. No. 21-CR-20117 MSN/ate
)
 CECIL COREY HAGGINS)
 ANNETTE KATHLEEN WEST)

MEMORANDUM AND ORDER

The above defendants appeared for a hearing before the undersigned on June 17, 2021, in accordance with Rules 5 and 5.1 of the Federal Rules of Criminal Procedure for an initial appearance of the defendant on arrest warrants and criminal complaints out of the U.S.D.C., Western District of Tennessee, Memphis. Those present for the hearing included:

- (1) AUSA Frank Clark for the USA.
- (2) Defendant, CECIL COREY HAGGINS.
- (3) Attorney Paul Bergmann, III as appointed counsel for defendant.
- (4) Defendant, ANNETTE KATHLEEN WEST.
- (5) Attorney Gianna Maio with Federal Defender Services of Eastern Tennessee as appointed counsel for defendant.

After being sworn in due form of law, the defendants were informed or reminded of their privilege against self-incrimination accorded him under the 5th Amendment to the United States Constitution. Attorney Bergmann was present as court appointed counsel for Defendant Haggins in the arresting district. Attorney Maio with Federal Defender Services of Eastern Tennessee was present as court appointed counsel for Defendant West in the arresting district.

The defendants were each provided with a copy of the arrest warrants and criminal complaints and attached affidavits and had the opportunity of reviewing those documents with their attorneys. It was determined that each defendant was capable of being able to read and understand the aforesaid documents they had been provided.

AUSA Clark moved that both defendants be detained without bail pending a detention hearing. Defendant West waived any detention hearing, and preliminary hearing in this district, and asked that her hearings and any further proceedings be held in the U.S. District Court, Western District of Tennessee, Memphis. Defendant Haggins waived his preliminary hearing and waived his right to a detention hearing in the arresting district, Eastern District of Tennessee and the charging district, that is the Western District of Tennessee, Memphis and it is accordingly **ORDERED** that the Government's motion that Defendant be **DETAINED WITHOUT**

BAIL pending further order from this Court is **GRANTED** and an Order of Detention has been entered. Defendant Haggins asked that any further proceedings be held in the U.S. District Court, Western District of Tennessee, Memphis.

Defendant were advised of their rights pursuant to Rule 20 of the Federal Rules of Criminal Procedure. After consulting with each of their counsel, Defendants asked that they be transferred to Western District of Tennessee, Memphis, the charging district.

It is ORDERED:

- (1) Defendant West shall be **TEMPORARILY DETAINED** pending transfer to the U.S. District Court, Western District of Tennessee, Memphis as set forth in the Order of Temporary Detention Pending Hearing Pursuant to Bail Reform Act.
- (2) Defendant Haggins is **DETAINED WITHOUT BAIL** pending further orders from the Court. An Order of Detention has been entered.
- (3) The U.S. Marshals Service shall transport defendants to the U.S. District Court, Western District of Tennessee, Memphis for a hearing or hearings on dates to be determined once defendants are in said district.

SO ORDERED.

ENTER:

s/ *Susan K. Lee*
SUSAN K. LEE
UNITED STATES MAGISTRATE JUDGE